

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

DOMAIN PROTECTION, LLC §
§
V. §
§
SEA WASP, LLC, VERNON §
DECOSSAS, AND GREGORY FAIA §

CASE NO. 4:18-CV-792

OPPOSED AMENDED MOTION TO WITHDRAW AS COUNSEL

Comes now, Roger D. Sanders, J. Michael Young, and the law firm of Sanders, Motley, Young & Gallardo, PLLC, and file this Motion to Withdraw as Counsel for Defendant Sea Wasp, LLC.

I.

Prior to filing this amended motion the undersigned had a number of communications with general counsel for Sea Wasp and with counsel for the individual defendants about certain matters that the undersigned has been requested not to disclose. However, the undersigned will make such disclosures as the Court may direct, which disclosures do not violate the undersigned's (and the law firm's) duties to his client.

II.

The undersigned believes that good cause exists for the withdrawal motion, and that Sea Wasp is not disadvantaged by the motion since its general counsel, David Vinterella (who entered an appearance in this matter on February 19, 2019) can add counsel if needed, so as not to delay the trial of this matter. As shown in the certificate of conference, counsel for the individual defendants, has informed the undersigned that they consent to the withdrawal so long as it does not delay the trial of the case; and neither of the other parties has stated opposition.

although as a matter of formality, that consent is not presumed since it is unstated at the time of filing of the original motion.

III.

There is no substantive reason to delay ruling on this motion since Sea Wasp has no basis for opposition stated of record and the individual defendants have consented. This is especially so if this case is not reached at its trial setting of January 21, 2020.

PREMISES CONSIDERED, the undersigned counsel and firm respectfully request that the Court enter an Order permitting their withdrawal as counsel of record for Sea Wasp, LLC in the above-captioned matter.

Respectfully submitted,

/s/ Roger Sanders
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CERTIFICATE OF CONFERENCE

On January 10, 2020, the undersigned sent an e-mail to counsel Gary Schepps regarding the filing of the original motion, seeking to learn whether his client would oppose it. Mr. Schepps has not responded. He was informed that without response, it would be marked as being opposed by his client, Domain Protection, LLC. On January 10, 2020, the undersigned had an e-mail/telephone exchange with general counsel for Sea Wasp, LLC, David Vinterella, regarding the filing of the original Motion. Mr. Vinterella has not responded substantively with a clear position from Sea Wasp. He was informed that without such response, this motion would be marked as opposed by his client, Sea Wasp. The undersigned also communicated with counsel for the individual Defendants, Mark Strachan and Robert Sayles, who state that their clients are not opposed to the Motion so long as it does not result in a delay of the case

So certified.

/s/ Roger Sanders
Roger D. Sanders

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been forwarded to all parties to this matter via the electronic delivery system of the Eastern District of Texas, Sherman Division.

So certified on this 14th day of January, 2020.

/s/ Roger Sanders
Roger D. Sanders